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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
09/867,320	05/29/2001	Michael R. Schramm		6154	
7590 11/26/2004			EXAM	EXAMINER	
Michael R Schramm 350 West 2000 South		DOUGLAS, STEVEN O			
Perry, UT 84302			ART UNIT	PAPER NUMBER	
• •			3751		

DATE MAILED: 11/26/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

<u> </u>			
	Application No.	Applicant(s)	
Advisory Action	09/867,320	SCHRAMM, MICHAEL R.	
,	Examiner	Art Unit	
	Steven O. Douglas	3751	
The MAILING DATE of this communication appe	ars on the cover sheet with the c	orrespondence add	ress
THE REPLY FILED 15 November 2004 FAILS TO PLACE Therefore, further action by the applicant is required to a final rejection under 37 CFR 1.113 may only be either: (1 condition for allowance; (2) a timely filed Notice of Appears Examination (RCE) in compliance with 37 CFR 1.114.	void abandonment of this applic) a timely filed amendment whi	cation. A proper rep ch places the applic	ply to a cation in
PERIOD FOR RE	PLY [check either a) or b)]		
a) The period for reply expiresmonths from the mailing of b) The period for reply expires on: (1) the mailing date of this Adverse, the period for reply expires and the event, however, will the statutory period for reply expire later the ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The data	isory Action, or (2) the date set forth in the an SIX MONTHS from the mailing date of FILED WITHIN TWO MONTHS OF THE	f the final rejection. E FINAL REJECTION. S	See MPEP
have been filed is the date for purposes of determining the period of extens 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened (b) above, if checked. Any reply received by the Office later than three mo earned patent term adjustment. See 37 CFR 1.704(b).	sion and the corresponding amount of the statutory period for reply originally set in	fee. The appropriate ex the final Office action; or	tension fee under (2) as set forth in
1. A Notice of Appeal was filed on <u>15 November 2004</u>.37 CFR 1.192(a), or any extension thereof (37 CF			et forth in
2. \square The proposed amendment(s) will not be entered be	ecause:		
(a) they raise new issues that would require further	er consideration and/or search (see NOTE below);	
(b) they raise the issue of new matter (see Note b	pelow);		
(c) they are not deemed to place the application i issues for appeal; and/or	in better form for appeal by mat	erially reducing or	simplifying the
(d) \square they present additional claims without cancel	ing a corresponding number of	finally rejected clai	ms.
NOTE:			
3. Applicant's reply has overcome the following rejection	tion(s):		
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	be allowable if submitted in a s	eparate, timely file	d amendment
5. ☑ The a) ☐ affidavit, b) ☐ exhibit, or c) ☑ request fo application in condition for allowance because: See		sidered but does No	OT place the
6. The affidavit or exhibit will NOT be considered be raised by the Examiner in the final rejection.	cause it is not directed SOLELY	to issues which we	ere newly
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we			and an
The status of the claim(s) is (or will be) as follows:			
Claim(s) allowed:			
Claim(s) objected to:			
Claim(s) rejected:		-	
Claim(s) withdrawn from consideration:			•
8. The drawing correction filed on is a) app	roved or b) disapproved by	the Examiner.	

Primary Examiner
Art Unit: 3751

10. Other: ____

9. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s). _

Application No.

Continuation of 5. does NOT place the application in condition for allowance because: Examiner finds Applicant 's arguments with respected to his cited cases non-convincing.